

## **MINUTES**

### **MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON TAXATION**

**Call to Order:** CHAIRMAN JEFF ESSMANN, on January 7, 2009 at  
8:00 A.M., in Room 405 Capitol.

#### **ROLL CALL**

**Members Present:**

Sen. Jeff Essmann, Chairman (R)  
Sen. Taylor Brown, Vice Chairman (R)  
Sen. Jerry W. Black (R)  
Sen. Gary Branae (D)  
Sen. Ron Erickson (D)  
Sen. Kelly Gebhardt (R)  
Sen. Kim Gillan (D)  
Sen. Bradley Hamlett (D)  
Sen. Christine Kaufmann (D)  
Sen. Bob Story Jr. (R)  
Sen. Bruce Tutvedt (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Lee Heiman, Legislative Branch  
Debra Polhemus, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: SB 11, 1/2/2009; SB 21, 1/2/2009;  
SB 28, 1/2/2009; SB 48, 1/2/2009

Executive Action:

00:00:50 Sen. Story moved that the Senate Taxation Committee accept a proxy form from any member, for any reason for the next 90 days. Without objection from any member, the Taxation Committee approved this motion.

**HEARING ON SB 21**

**Opening Statement by Sponsor:**

00:04:13 SEN. BOB STORY (R), SD 30, opened the hearing on SB 21, Clarify distribution of certain motor vehicle revenue.

**Proponents' Testimony:**

00:08:02 None

**Opponents' Testimony:**

00:08:08 None

**Informational Testimony:**

00:08:20 Shirley Brown, Department of Health and Human Services (DPHHS), Child & Family Services

00:08:41 Larry Flynn, Department of Transportation (DOT)

**Questions from Committee Members and Responses:**

00:08:59 Chairman Essmann

00:09:57 Sen. Gillan

00:10:08 Shirley K. Brown, DPHHS

00:11:35 Sen. Gillan

00:11:45 Shirley Brown

00:12:06 Sen. Erickson

00:12:20 Shirley Brown

00:12:44 Larry Flynn, DOT

**Closing by Sponsor:**

00:13:37 Sen. Bob Story

**HEARING ON SB 28**

**Opening Statement by Sponsor:**

00:14:30 SEN. BOB STORY (R), SD 30, opened the hearing on SB 28, Revise the effect and introduction of revenue estimating resolution.

**Proponents' Testimony:**

00:21:24 Sen. Jim Peterson, SD 15

**Opponents' Testimony:**

00:23:48 None

**Informational Testimony:**

00:24:01 None

**Questions from Committee Members and Responses:**

00:24:07 Sen. Erickson  
00:25:14 Sen. Story  
00:29:20 Sen. Kaufmann  
00:29:58 Sen. Story  
00:30:49 Sen. Kaufman  
00:32:08 Sen. Story  
00:33:56 Sen. Gillan  
00:34:26 Sen. Story  
00:36:45 Sen. Gillan  
00:37:06 Sen. Story  
00:38:13 Sen. Black  
00:38:37 Sen. Story  
00:38:44 Sen. Tutvedt  
00:39:15 Sen. Story

**Closing by Sponsor:**

00:41:20 Sen. Bob Story

**HEARING ON SB 11**

**Opening Statement by Sponsor:**

00:41:49 SEN. JIM PETERSON (R), SD 15, opened the hearing on  
SB 11, Clarify nontaxable amount of gross value of  
product-metal mines tax.

[EXHIBIT\(tas03a01\)](#)

**Proponents' Testimony:**

00:45:50 Debbie Shea, Montana Mining Association

**Opponents' Testimony:**

00:46:53 None

**Informational Testimony:**

00:47:02 Van Charlton, Department of Revenue (DOR)

**Questions from Committee Members and Responses:**

00:47:33 Chairman Essmann  
00:48:09 Van Charlton  
00:48:52 Chairman Essmann  
00:49:07 Van Charlton  
00:49:12 Sen. Story  
00:50:11 Van Charlton  
00:51:10 Sen. Kaufmann  
00:51:30 Van Charlton

**Closing by Sponsor:**

00:53:02 Sen. Peterson

00:53:35 Recess

01:01:42 Reconvene

01:01:59 Sen. Gillan assumed duties of Chairman Essmann and will serve as Chairwoman for the next hearing.

**HEARING ON SB 48**

**Opening Statement by Sponsor:**

01:02:10 **SEN. JEFF ESSMANN (R)**, SD 28, opened the hearing on **SB 48**, Standardize statutes related to tax increment finance districts.

**Proponents' Testimony:**

01:05:17 Alec Hanson, Montana League of Cities & Towns (MLCT)

**Opponents' Testimony:**

01:07:12 None

**Informational Testimony:**

01:07:21 Michele Crepeau, DOR

**Questions from Committee Members and Responses:**

01:07:59 Sen. Gebhardt

01:08:37 Sen. Essmann

01:09:42 Sen. Brown

01:09:58 Sen. Essmann

01:10:38 Sen. Kaufmann

01:10:59 Michele Crepeau, DOR

**Closing by Sponsor:**

01:11:53 Sen. Jess Essmann

01:12:15 Sen. Essmann returned to Chairman position

01:12:35 Chairman Essmann

01:15:01 Sen. Gebhardt

01:16:37 Chairman Essmann

**ADJOURNMENT**

Adjournment: 10:50 A.M.

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DEBRA POLHEMUS, Secretary

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Additional Exhibits:

**EXHIBIT ([tas03aad.pdf](#))**